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Mr. Houston

New York State Charitable Foundations

l. got your message yesterday while I was in their offices and immediately checked to see whether there were any annual reports required by New York State tax law by charitable foundations in that jurisdiction. He indicated it was quite clear none was required by law and from what he could find out most charitable foundations do not bother to take any action with regard to the taxing authorities until the taxing authorities come to them. Apparently membership corporations are exempt by operation of law and not by application to the tax authorities while trusts are exempt because they have no taxable income.

- 2. You realize there was one group you were dealing with which apparently had made some sort of application to the tax authorities and if this is your problem he said he would probably need more information to answer your question fully.
- 3. Incidentally, he will not be down for at least two weeks and cannot promise anything then.

LAWRENCE R. HOUSTON

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